

SECOND REGULAR SESSION
[TRULY AGREED TO AND FINALLY PASSED]
CONFERENCE COMMITTEE SUBSTITUTE FOR
HOUSE COMMITTEE SUBSTITUTE FOR

SENATE BILL NO. 655

99TH GENERAL ASSEMBLY

2018

4429S.03T

AN ACT

To repeal sections 43.650, 451.090, 556.037, 589.400, 589.402, 589.403, 589.405, 589.407, and 589.414, RSMo, and to enact in lieu thereof eleven new sections relating to the protection of children.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section A. Sections 43.650, 451.090, 556.037, 589.400, 589.402, 589.403, 2 589.405, 589.407, and 589.414, RSMo, are repealed and eleven new sections 3 enacted in lieu thereof, to be known as sections 43.650, 451.090, 556.037, 589.400, 4 589.401, 589.402, 589.403, 589.404, 589.405, 589.407, and 589.414, to read as 5 follows:

43.650. 1. The patrol shall, subject to appropriation, maintain a web page 2 on the internet which shall be open to the public and shall include a registered 3 sexual offender search capability.

4 2. **Except as provided in subsections 4 and 5 of this section**, the 5 registered sexual offender search shall make it possible for any person using the 6 internet to search for and find the information specified in subsection 4 of this 7 section, if known, on offenders registered in this state pursuant to sections 8 589.400 to 589.425[, except that only persons who have been convicted of, found 9 guilty of or plead guilty to committing, attempting to commit, or conspiring to 10 commit sexual offenses shall be included on this website].

11 3. The registered sexual offender search shall include the capability to 12 search for sexual offenders by name, zip code, and by typing in an address and 13 specifying a search within a certain number of miles radius from that address.

EXPLANATION—Matter enclosed in bold-faced brackets [thus] in this bill is not enacted and is intended to be omitted in the law.

14 4. Only the information listed in this subsection shall be provided to the
15 public in the registered sexual offender search:

16 (1) The name and any known aliases of the offender;

17 (2) The date of birth and any known alias dates of birth of the offender;

18 (3) A physical description of the offender;

19 (4) The residence, temporary, work, and school addresses of the offender,
20 including the street address, city, county, state, and zip code;

21 (5) Any photographs of the offender;

22 (6) A physical description of the offender's vehicles, including the year,
23 make, model, color, and license plate number;

24 (7) The nature and dates of all offenses qualifying the offender to register,
25 **including the tier level assigned to the offender under sections 589.400**
26 **to 589.425;**

27 (8) The date on which the offender was released from the department of
28 mental health, prison, or jail, or placed on parole, supervised release, or probation
29 for the offenses qualifying the offender to register;

30 (9) Compliance status of the offender with the provisions of section
31 589.400 to 589.425; and

32 (10) Any online identifiers, as defined in section 43.651, used by the
33 person. Such online identifiers shall not be included in the general profile of an
34 offender on the web page and shall only be available to a member of the public
35 by a search using the specific online identifier to determine if a match exists with
36 a registered offender.

37 **5. Juveniles required to register under subdivision (5) of**
38 **subsection 1 of section 589.400 shall be exempt from public notification**
39 **to include any adjudications from another state, territory, the District**
40 **of Columbia, or foreign country or any federal, tribal, or military**
41 **jurisdiction.**

451.090. 1. No recorder shall[, in any event except as herein provided,]
2 issue a license authorizing the marriage of any [person] **male or female** under
3 [fifteen] **sixteen** years of age[; provided, however, that such license may be
4 issued on order of a circuit or associate circuit judge of the county in which the
5 license is applied for, such license being issued only for good cause shown and by
6 reason of such unusual conditions as to make such marriage advisable] **nor shall**
7 **a license be issued authorizing the marriage of any male or female**
8 **twenty-one years of age or older to a male or female under eighteen**

9 **years of age.**

10 2. No recorder shall issue a license authorizing the marriage of any male
11 **or female** under the age of eighteen years [or of any female under the age of
12 eighteen years], except with the consent of his or her custodial parent or
13 guardian, which consent shall be given at the time, in writing, stating the
14 residence of the person giving such consent, signed and sworn to before an officer
15 authorized to administer oaths.

16 3. The recorder shall state in every license whether the parties applying
17 for same, one or either or both of them, are of age, or whether the male is under
18 the age of eighteen years or the female under the age of eighteen years, and if the
19 male is under the age of eighteen years or the female is under the age of eighteen
20 years, the name of the custodial parent or guardian consenting to such
21 marriage. **Applicants shall provide proof of age to the recorder in the**
22 **form of a certified copy of the applicant's birth certificate, passport, or**
23 **other government-issued identification, which shall then be**
24 **documented by the recorder.**

556.037. 1. Notwithstanding the provisions of section 556.036,
2 prosecutions for unlawful sexual offenses involving a person eighteen years of age
3 or under [must be commenced within thirty years after the victim reaches the age
4 of eighteen unless the prosecutions are for rape in the first degree, forcible rape,
5 attempted rape in the first degree, attempted forcible rape, sodomy in the first
6 degree, forcible sodomy, kidnapping, kidnapping in the first degree, attempted
7 sodomy in the first degree, or attempted forcible sodomy in which case such
8 prosecutions] may be commenced at any time.

9 **2. For purposes of this section, "sexual offenses" include, but are**
10 **not limited to, all offenses for which registration is required under**
11 **sections 589.400 to 589.425.**

589.400. 1. Sections 589.400 to 589.425 shall apply to:

2 (1) Any person who, since July 1, 1979, has been or is hereafter [convicted
3 of, been found guilty of, or pled guilty or nolo contendere to committing,
4 attempting to commit, or conspiring to commit a felony offense of chapter 566,
5 including sexual trafficking of a child and sexual trafficking of a child under the
6 age of twelve, or any offense of chapter 566 where the victim is a minor,]
7 **adjudicated for an offense referenced in section 589.414**, unless such
8 person is [exempted] **exempt** from registering under subsection [8] **9 or 10** of
9 this section **or section 589.401; [or]**

10 (2) [Any person who, since July 1, 1979, has been or is hereafter convicted
11 of, been found guilty of, or pled guilty or nolo contendere to committing,
12 attempting to commit, or conspiring to commit one or more of the following
13 offenses: kidnapping or kidnapping in the first degree when the victim was a
14 child and the defendant was not a parent or guardian of the child; abuse of a
15 child under section 568.060 when such abuse is sexual in nature; felonious
16 restraint or kidnapping in the second degree when the victim was a child and the
17 defendant is not a parent or guardian of the child; sexual contact or sexual
18 intercourse with a resident of a nursing home or sexual conduct with a nursing
19 facility resident or vulnerable person in the first or second degree; endangering
20 the welfare of a child under section 568.045 when the endangerment is sexual in
21 nature; genital mutilation of a female child, under section 568.065; promoting
22 prostitution in the first degree; promoting prostitution in the second degree;
23 promoting prostitution in the third degree; sexual exploitation of a minor;
24 promoting child pornography in the first degree; promoting child pornography in
25 the second degree; possession of child pornography; furnishing pornographic
26 material to minors; public display of explicit sexual material; coercing acceptance
27 of obscene material; promoting obscenity in the first degree; promoting
28 pornography for minors or obscenity in the second degree; incest; use of a child
29 in a sexual performance; or promoting sexual performance by a child; or

30 (3) Any person who, since July 1, 1979, has been committed to the
31 department of mental health as a criminal sexual psychopath; [or]

32 [(4)] (3) Any person who, since July 1, 1979, has been found not guilty
33 as a result of mental disease or defect of any offense [listed] **referenced** in
34 [subdivision (1) or (2) of this subsection] **section 589.414**; [or]

35 [(5)] (4) Any juvenile certified as an adult and transferred to a court of
36 general jurisdiction who has been [convicted of, found guilty of, or has pleaded
37 guilty or nolo contendere to committing, attempting to commit, or conspiring to
38 commit a felony under chapter 566 which is equal to or more severe than
39 aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include any
40 attempt or conspiracy to commit such offense;] **adjudicated for an offense**
41 **listed under section 589.414**;

42 [(6)] (5) Any juvenile fourteen years of age or older at the time of the
43 offense who has been adjudicated for an offense which is equal to or more severe
44 than aggravated sexual abuse under 18 U.S.C. Section 2241, which shall include
45 any attempt or conspiracy to commit such offense;

46 [(7)] **(6)** Any person who is a resident of this state who has, since July
47 1, 1979, **been** or is hereafter [convicted of, been found guilty of, or pled guilty to
48 or nolo contendere] **adjudicated** in any other state, **territory, the District of**
49 **Columbia**, or foreign country, or under federal, tribal, or military jurisdiction [to
50 committing, attempting to commit, or conspiring to commit] **for** an offense which,
51 if committed in this state, would [be a violation of chapter 566, or a felony
52 violation of any offense listed in subdivision (2) of this subsection] **constitute an**
53 **offense listed under section 589.414**, or has been or is required to register in
54 another state, **territory, the District of Columbia, or foreign country**, or
55 has been or is required to register under tribal, federal, or military law; or

56 [(8)] **(7)** Any person who has been or is required to register in another
57 state, **territory, the District of Columbia, or foreign country**, or has been
58 or is required to register under tribal, federal, or military law and who works or
59 attends an educational institution, whether public or private in nature, including
60 any secondary school, trade school, professional school, or institution of higher
61 education on a full-time or on a part-time basis or has a temporary residence in
62 Missouri. "Part-time" in this subdivision means for more than seven days in any
63 twelve-month period.

64 2. Any person to whom sections 589.400 to 589.425 apply shall, within
65 three **business** days of [conviction] **adjudication**, release from incarceration,
66 or placement upon probation, register with the chief law enforcement official of
67 the county or city not within a county in which such person resides unless such
68 person has already registered in that county for the same offense. **For any**
69 **juvenile under subdivision (5) of subsection 1 of this section, within**
70 **three business days of adjudication or release from commitment to the**
71 **division of youth services, the department of mental health, or other**
72 **placement, such juvenile shall register with the chief law enforcement**
73 **official of the county or city not within a county in which he or she**
74 **resides unless he or she has already registered in such county or city**
75 **not within a county for the same offense.** Any person to whom sections
76 589.400 to 589.425 apply if not currently registered in their county of residence
77 shall register with the chief law enforcement official of such county or city not
78 within a county within three **business** days. The chief law enforcement official
79 shall forward a copy of the registration form required by section 589.407 to a city,
80 town, village, or campus law enforcement agency located within the county of the
81 chief law enforcement official[, if so requested. Such request may ask the chief

82 law enforcement official to forward copies of all registration forms filed with such
83 official. The chief law enforcement official may forward a copy of such
84 registration form to any city, town, village, or campus law enforcement agency,
85 if so requested].

86 3. The registration requirements of sections 589.400 through 589.425 [are
87 lifetime registration requirements] **shall be as provided under subsection**
88 **4 of this section** unless:

89 (1) All offenses requiring registration are reversed, vacated, or set aside;

90 (2) [The registrant is pardoned of the offenses requiring registration;

91 (3)] The registrant is no longer required to register and his or her name
92 shall be removed from the registry under the provisions of [subsection 6 of this]
93 section **589.414**; or

94 [(4)] **(3)** The [registrant may petition the court for removal or exemption
95 from the registry under subsection 7 or 8 of this section and the] court orders the
96 removal or exemption of such person from the registry **under section 589.401**.

97 4. **The registration requirements shall be as follows:**

98 **(1) Fifteen years if the offender is a tier I sex offender as**
99 **provided under section 589.414;**

100 **(2) Twenty-five years if the offender is a tier II sex offender as**
101 **provided under section 589.414; or**

102 **(3) The life of the offender if the offender is a tier III sex**
103 **offender.**

104 5. **(1) The registration period shall be reduced as described in**
105 **subdivision (3) of this subsection for a sex offender who maintains a**
106 **clean record for the periods described under subdivision (2) of this**
107 **subsection by:**

108 **(a) Not being adjudicated of any offense for which imprisonment**
109 **for more than one year may be imposed;**

110 **(b) Not being adjudicated of any sex offense;**

111 **(c) Successfully completing any periods of supervised release,**
112 **probation, or parole; and**

113 **(d) Successfully completing an appropriate sex offender**
114 **treatment program certified by the attorney general.**

115 **(2) In the case of a:**

116 **(a) Tier I sex offender, the period during which the clean record**
117 **shall be maintained is ten years;**

118 **(b) Tier III sex offender adjudicated delinquent for the offense**
119 **which required registration in a sex offender registry under sections**
120 **589.400 to 589.425, the period during which the clean record shall be**
121 **maintained is twenty-five years.**

122 **(3) In the case of a:**

123 **(a) Tier I sex offender, the reduction is five years;**

124 **(b) Tier III sex offender adjudicated delinquent, the reduction**
125 **is from life to that period for which the clean record under paragraph**
126 **(b) of subdivision (2) of this subsection is maintained.**

127 **6.** For processing an initial sex offender registration the chief law
128 enforcement officer of the county or city not within a county may charge the
129 offender registering a fee of up to ten dollars.

130 **[5.] 7.** For processing any change in registration required pursuant to
131 section 589.414 the chief law enforcement official of the county or city not within
132 a county may charge the person changing their registration a fee of five dollars
133 for each change made after the initial registration.

134 **[6.] 8.** Any person currently on the sexual offender registry [for being
135 convicted of, found guilty of, or pleading guilty or nolo contendere to committing,
136 attempting to commit, or conspiring to commit,] **or who otherwise would be**
137 **required to register for being adjudicated for the offense of felonious**
138 **restraint of a nonsexual nature** when the victim was a child and he or she was
139 the parent or guardian of the child, nonsexual child abuse that was committed
140 under section 568.060, or kidnapping **of a nonsexual nature** when the victim
141 was a child and he or she was the parent or guardian of the child shall be
142 removed from the registry. However, such person shall remain on the sexual
143 offender registry for any other offense for which he or she is required to register
144 under sections 589.400 to 589.425.

145 **[7.] 9. The following persons shall be exempt from registering as**
146 **a sexual offender upon petition to the court of jurisdiction under**
147 **section 589.401; except that, such person shall remain on the sexual**
148 **offender registry for any other offense for which he or she is required**
149 **to register under sections 589.400 to 589.425:**

150 **(1)** Any person currently on the sexual offender registry [for having been
151 convicted of, found guilty of, or having pleaded guilty or nolo contendere to
152 committing, attempting to commit, or conspiring to commit promoting prostitution
153 in the second degree, promoting prostitution in the third degree, public display

154 of explicit sexual material, statutory rape in the second degree, and no physical
155 force or threat of physical force was used in the commission of the crime may file
156 a petition in the civil division of the circuit court in the county in which the
157 offender was convicted or found guilty of or pled guilty or nolo contendere to
158 committing, attempting to commit, or conspiring to commit the offense or offenses
159 for the removal of his or her name from the sexual offender registry after ten
160 years have passed from the date he or she was required to register] **or who**
161 **otherwise would be required to register for a sexual offense involving:**

162 **(a) Sexual conduct where no force or threat of force was directed**
163 **toward the victim or any other individual involved, if the victim was an**
164 **adult, unless the adult was under the custodial authority of the**
165 **offender at the time of the offense; or**

166 **(b) Sexual conduct where no force or threat of force was directed**
167 **toward the victim, the victim was at least fourteen years of age, and the**
168 **offender was not more than four years older than the victim at the time**
169 **of the offense; or**

170 **(2) Any person currently required to register for the following**
171 **sexual offenses:**

172 **(a) Promoting obscenity in the first degree under section 573.020;**

173 **(b) Promoting obscenity in the second degree under section**
174 **573.030;**

175 **(c) Furnishing pornographic materials to minors under section**
176 **573.040;**

177 **(d) Public display of explicit sexual material under section**
178 **573.060;**

179 **(e) Coercing acceptance of obscene material under section**
180 **573.065;**

181 **(f) Trafficking for the purpose of slavery, involuntary servitude,**
182 **peonage, or forced labor under section 566.206;**

183 **(g) Abusing an individual through forced labor under section**
184 **566.203;**

185 **(h) Contributing to human trafficking through the misuse of**
186 **documentation under section 566.215; or**

187 **(i) Acting as an international marriage broker and failing to**
188 **provide the information and notice as required under section 578.475.**

189 [8. Effective August 28, 2009,] **10.** Any person **currently** on the sexual
190 offender registry for having been [convicted of, found guilty of, or having pled

191 guilty or nolo contendere to an offense included under subsection 1 of this section
192 may file a petition after two years have passed from the date the offender was
193 convicted or found guilty of or pled guilty or nolo contendere to the offense or
194 offenses in the civil division of the circuit court in the county in which the
195 offender was convicted or found guilty of or pled guilty or nolo contendere to the
196 offense or offenses for removal of his or her name from the registry if such person
197 was nineteen years of age or younger and the victim was thirteen years of age or
198 older at the time of the offense and no physical force or threat of physical force
199 was used in the commission of the offense, unless such person meets the
200 qualifications of this subsection, and such person was eighteen years of age or
201 younger at the time of the offense, and is convicted or found guilty of or pleads
202 guilty or nolo contendere to a violation of section 566.068, 566.090, 566.093, or
203 566.095 when such offense is a misdemeanor, in which case, such person may
204 immediately file a petition to remove or exempt his or her name from the registry
205 upon his or her conviction or finding or pleading of guilty or nolo contendere to
206 such offense] **adjudicated for a tier I or II offense or adjudicated**
207 **delinquent for a tier III offense or other comparable offenses listed**
208 **under section 589.414 may file a petition under section 589.401.**

209 [9. (1) The court may grant such relief under subsection 7 or 8 of this
210 section if such person demonstrates to the court that he or she has complied with
211 the provisions of this section and is not a current or potential threat to public
212 safety. The prosecuting attorney in the circuit court in which the petition is filed
213 must be given notice, by the person seeking removal or exemption from the
214 registry, of the petition to present evidence in opposition to the requested relief
215 or may otherwise demonstrate the reasons why the petition should be
216 denied. Failure of the person seeking removal or exemption from the registry to
217 notify the prosecuting attorney of the petition shall result in an automatic denial
218 of such person's petition. If the prosecuting attorney is notified of the petition he
219 or she shall make reasonable efforts to notify the victim of the crime for which
220 the person was required to register of the petition and the dates and times of any
221 hearings or other proceedings in connection with that petition.

222 (2) If the petition is denied, such person shall wait at least twelve months
223 before petitioning the court again. If the court finds that the petitioner is entitled
224 to relief, which removes or exempts such person's name from the registry, a
225 certified copy of the written findings or order shall be forwarded by the court to
226 the chief law enforcement official having jurisdiction over the offender and to the

227 Missouri state highway patrol in order to have such person's name removed or
228 exempted from the registry.]

229 [10.] **11.** Any nonresident worker, including work as a volunteer or
230 intern, or nonresident student shall register for the duration of such person's
231 employment, **including participation as a volunteer or intern**, or
232 attendance at any school of higher education [and is not entitled to relief under
233 the provisions of subsection 9 of this section] **whether public or private,**
234 **including any secondary school, trade school, professional school, or**
235 **institution of higher education on a full-time or part-time basis in this**
236 **state unless granted relief under section 589.401.** Any registered
237 **offender shall provide information regarding any place in which the**
238 **offender is staying when away from his or her residence for seven or**
239 **more days, including the period of time the offender is staying in such**
240 **place.** Any registered offender from another state who has a temporary
241 residence in this state and resides more than seven days in a twelve-month period
242 shall register for the duration of such person's temporary residency [and is not
243 entitled to the provisions of subsection 9 of this section] **unless granted relief**
244 **under section 589.401.**

245 [11. Any person whose name is removed or exempted from the sexual
246 offender registry under subsection 7 or 8 of this section shall no longer be
247 required to fulfill the registration requirements of sections 589.400 to 589.425,
248 unless such person is required to register for committing another offense after
249 being removed from the registry.]

589.401. 1. A person on the sexual offender registry may file a
2 **petition in the division of the circuit court in the county or city not**
3 **within a county in which the offense requiring registration was**
4 **committed to have his or her name removed from the sexual offender**
5 **registry.**

6 **2. A person who is required to register in this state because of**
7 **an offense that was adjudicated in another jurisdiction shall file his or**
8 **her petition for removal according to the laws of the state, territory,**
9 **tribal, or military jurisdiction, the District of Columbia, or foreign**
10 **country in which his or her offense was adjudicated. Upon the grant**
11 **of the petition for removal in the jurisdiction where the offense was**
12 **adjudicated, such judgment may be registered in this state by sending**
13 **the information required under subsection 5 of this section as well as**

14 one authenticated copy of the order granting removal from the sexual
15 offender registry in the jurisdiction where the offense was adjudicated
16 to the court in the county or city not within a county in which the
17 offender is required to register. On receipt of a request for registration
18 removal, the registering court shall cause the order to be filed as a
19 foreign judgment, together with one copy of the documents and
20 information, regardless of their form. The petitioner shall be
21 responsible for costs associated with filing the petition.

22 3. A person required to register as a tier III offender shall not
23 file a petition under this section unless the requirement to register
24 results from a juvenile adjudication.

25 4. The petition shall be dismissed without prejudice if the
26 following time periods have not elapsed since the date the person was
27 required to register for his or her most recent offense under sections
28 589.400 to 589.425:

29 (1) For a tier I offense, ten years;

30 (2) For a tier II offense, twenty-five years; or

31 (3) For a tier III offense adjudicated delinquent, twenty-five
32 years.

33 5. The petition shall be dismissed without prejudice if it fails to
34 include any of the following:

35 (1) The petitioner's:

36 (a) Full name, including any alias used by the individual;

37 (b) Sex;

38 (c) Race;

39 (d) Date of birth;

40 (e) Last four digits of the Social Security number;

41 (f) Address; and

42 (g) Place of employment, school, or volunteer status;

43 (2) The offense and tier of the offense that required the
44 petitioner to register;

45 (3) The date the petitioner was adjudicated for the offense;

46 (4) The date the petitioner was required to register;

47 (5) The case number and court, including the county or city not
48 within a county, that entered the original order for the adjudicated sex
49 offense;

50 (6) Petitioner's fingerprints on an applicant fingerprint card;

51 **(7) If the petitioner was pardoned or an offense requiring**
52 **registration was reversed, vacated, or set aside, an authenticated copy**
53 **of the order; and**

54 **(8) If the petitioner is currently registered under applicable law**
55 **and has not been adjudicated for failure to register in any jurisdiction**
56 **and does not have any charges pending for failure to register.**

57 **6. The petition shall name as respondents the Missouri state**
58 **highway patrol and the chief law enforcement official in the county or**
59 **city not within a county in which the petition is filed.**

60 **7. All proceedings under this section shall be governed under the**
61 **Missouri supreme court rules of civil procedure.**

62 **8. The person seeking removal or exemption from the registry**
63 **shall provide the prosecuting attorney in the circuit court in which the**
64 **petition is filed with notice of the petition. The prosecuting attorney**
65 **may present evidence in opposition to the requested relief or may**
66 **otherwise demonstrate the reasons why the petition should be**
67 **denied. Failure of the person seeking removal or exemption from the**
68 **registry to notify the prosecuting attorney of the petition shall result**
69 **in an automatic denial of such person's petition.**

70 **9. The prosecuting attorney in the circuit court in which the**
71 **petition is filed shall have access to all applicable records concerning**
72 **the petitioner including, but not limited to, criminal history records,**
73 **mental health records, juvenile records, and records of the department**
74 **of corrections or probation and parole.**

75 **10. The prosecuting attorney shall make reasonable efforts to**
76 **notify the victim of the crime for which the person was required to**
77 **register of the petition and the dates and times of any hearings or other**
78 **proceedings in connection with such petition.**

79 **11. The court shall not enter an order directing the removal of**
80 **the petitioner's name from the sexual offender registry unless it finds**
81 **the petitioner:**

82 **(1) Has not been adjudicated or does not have charges pending**
83 **for any additional nonsexual offense for which imprisonment for more**
84 **than one year may be imposed since the date the offender was required**
85 **to register for his or her current tier level;**

86 **(2) Has not been adjudicated or does not have charges pending**
87 **for any additional sex offense that would require registration under**

88 sections 589.400 to 589.425 since the date the offender was required to
89 register for his or her current tier level, even if the offense was
90 punishable by less than one year imprisonment;

91 (3) Has successfully completed any required periods of
92 supervised release, probation, or parole without revocation since the
93 date the offender was required to register for his or her current tier
94 level;

95 (4) Has successfully completed an appropriate sex offender
96 treatment program as approved by a court of competent jurisdiction or
97 the Missouri department of corrections; and

98 (5) Is not a current or potential threat to public safety.

99 12. In order to meet the criteria required by subdivisions (1) and
100 (2) of subsection 11 of this section, the fingerprints filed in the case
101 shall be examined by the Missouri state highway patrol. The petitioner
102 shall be responsible for all costs associated with the fingerprint-based
103 criminal history check of both state and federal files under section
104 43.530.

105 13. If the petition is denied due to an adjudication in violation
106 of subdivision (1) or (2) of subsection 11 of this section, the petitioner
107 shall not file a new petition under this section until:

108 (1) Fifteen years have passed from the date of the adjudication
109 resulting in the denial of relief if the petitioner is classified as a tier I
110 offender;

111 (2) Twenty-five years have passed from the date of adjudication
112 resulting in the denial of relief if the petitioner is classified as a tier II
113 offender; or

114 (3) Twenty-five years have passed from the date of the
115 adjudication resulting in the denial of relief if the petitioner is
116 classified as a tier III offender on the basis of a juvenile adjudication.

117 14. If the petition is denied due to the petitioner having charges
118 pending in violation of subdivision (1) or (2) of subsection 11 of this
119 section, the petitioner shall not file a new petition under this section
120 until:

121 (1) The pending charges resulting in the denial of relief have
122 been finally disposed of in a manner other than adjudication; or

123 (2) If the pending charges result in an adjudication, the
124 necessary time period has elapsed under subsection 13 of this section.

125 **15. If the petition is denied for reasons other than those outlined**
126 **in subsection 11 of this section, no successive petition requesting such**
127 **relief shall be filed for at least five years from the date the judgment**
128 **denying relief is entered.**

129 **16. If the court finds the petitioner is entitled to have his or her**
130 **name removed from the sexual offender registry, the court shall enter**
131 **judgment directing the removal of the name. A copy of the judgment**
132 **shall be provided to the respondents named in the petition.**

133 **17. Any person subject to the judgment requiring his or her name**
134 **to be removed from the sexual offender registry is not required to**
135 **register under sections 589.400 to 589.425 unless such person is**
136 **required to register for an offense that was different from that listed**
137 **on the judgment of removal.**

138 **18. The court shall not deny the petition unless the petition**
139 **failed to comply with the provisions of sections 589.400 to 589.425 or the**
140 **prosecuting attorney provided evidence demonstrating the petition**
141 **should be denied.**

 589.402. 1. The chief law enforcement officer of the county or city not
2 within a county may maintain a web page on the internet, which shall be open
3 to the public and shall include a registered sexual offender search capability.

4 **2. Except as provided in subsections 4 and 5 of this section, the**
5 registered sexual offender search shall make it possible for any person using the
6 internet to search for and find the information specified in subsection 3 of this
7 section, if known, on offenders registered in this state pursuant to sections
8 589.400 to 589.425[, except that only persons who have been convicted of, found
9 guilty of, or plead guilty to committing, attempting to commit, or conspiring to
10 commit sexual offenses shall be included on this website].

11 **3. Only the information listed in this subsection shall be provided to the**
12 **public in the registered sexual offender search:**

- 13 (1) The name and any known aliases of the offender;
- 14 (2) The date of birth and any known alias dates of birth of the offender;
- 15 (3) A physical description of the offender;
- 16 (4) The residence, temporary, work, and school addresses of the offender,
17 including the street address, city, county, state, and zip code;
- 18 (5) Any photographs of the offender;
- 19 (6) A physical description of the offender's vehicles, including the year,

20 make, model, color, and license plate number;

21 (7) The nature and dates of all offenses qualifying the offender to register,
22 **including the tier level assigned to the offender under sections 589.400**
23 **to 589.425;**

24 (8) The date on which the offender was released from the department of
25 mental health, prison, or jail, or placed on parole, supervised release, or probation
26 for the offenses qualifying the offender to register;

27 (9) Compliance status of the offender with the provisions of sections
28 589.400 to 589.425; and

29 (10) Any online identifiers, as defined in section 43.651, used by the
30 person. Such online identifiers shall not be included in the general profile of an
31 offender on the web page and shall only be available to a member of the public
32 by a search using the specific online identifier to determine if a match exists with
33 a registered offender.

34 4. The chief law enforcement officer of any county or city not within a
35 county may publish in any newspaper distributed in the county or city not within
36 a county the sexual offender information provided under subsection 3 of this
37 section for any offender residing in the county or city not within a county.

38 **5. Juveniles required to register under subdivision (5) of**
39 **subsection 1 of section 589.400 shall be exempt from public notification**
40 **to include any adjudications from another state, territory, the District**
41 **of Columbia, or foreign country or any federal, tribal, or military**
42 **jurisdiction.**

589.403. 1. Any person [to whom subsection 1 of section 589.400 applies]
2 **who is required to register under sections 589.400 to 589.425 and** who is
3 paroled, discharged, or otherwise released from any correctional facility of the
4 department of corrections [or], any mental health institution, **private jail**
5 **under section 221.095, or other private facility recognized by or**
6 **contracted with the department of corrections or department of mental**
7 **health** where such person was confined shall:

8 **(1) If the person plans to reside in this state,** be informed by the
9 official in charge of such correctional facility, **private jail,** or mental health
10 institution of the person's possible duty to register pursuant to sections 589.400
11 to 589.425. If such person is required to register pursuant to sections 589.400 to
12 589.425, the official in charge of the correctional facility, **private jail,** or the
13 mental health institution shall complete the initial registration **notification at**

14 **least seven days** prior to release and forward the offender's registration, within
15 **three business days of release, to the Missouri state highway patrol and**
16 **the chief law enforcement official of the county or city not within a county where**
17 **the person expects to reside upon discharge, parole, or release[. When the person**
18 **lists an address where he or she expects to reside that is not in this state, the**
19 **initial registration shall be forwarded to the Missouri state highway patrol.]; or**

20 **(2) If the person does not reside or plan to reside in Missouri, be**
21 **informed by the official in charge of such correctional facility, private**
22 **jail, or mental health institution of the person's possible duty to**
23 **register under sections 589.400 to 589.425. If such person is required**
24 **to register under sections 589.400 to 589.425, the official in charge of**
25 **the correctional facility, private jail, or the mental health institution**
26 **shall complete the initial registration notification at least seven days**
27 **prior to release and forward the offender's registration, within three**
28 **business days of release, to the Missouri state highway patrol and the**
29 **chief law enforcement official within the county or city not within a**
30 **county where the correctional facility, private jail, or mental health**
31 **institution is located.**

32 **2. If the offender refuses to complete and sign the registration**
33 **information as outlined in this section or fails to register with the chief**
34 **law enforcement official within three business days as directed, the**
35 **offender commits the offense of failure to register under section 589.425**
36 **within the jurisdiction where the correctional facility, private jail, or**
37 **mental health institution is located.**

589.404. As used in sections 589.400 to 589.425, the following
2 **terms mean:**

3 **(1) "Adjudicated" or "adjudication", adjudication of delinquency,**
4 **a finding of guilt, plea of guilt, finding of not guilty due to mental**
5 **disease or defect, or plea of nolo contendere to committing, attempting**
6 **to commit, or conspiring to commit;**

7 **(2) "Adjudicated delinquent", a person found to have committed**
8 **an offense that, if committed by an adult, would be a criminal offense;**

9 **(3) "Chief law enforcement official", the sheriff's office of each**
10 **county or the police department of a city not within a county;**

11 **(4) "Offender registration", the required minimum informational**
12 **content of sex offender registries, which shall consist of, but not be**
13 **limited to, a full set of fingerprints on a standard sex offender**

14 registration card upon initial registration in Missouri, as well as all
15 other forms required by the Missouri state highway patrol upon each
16 initial and subsequent registration;

17 (5) "Residence", any place where an offender sleeps for seven or
18 more consecutive or nonconsecutive days or nights within a twelve-
19 month period;

20 (6) "Sex offender", any person who meets the criteria to register
21 under sections 589.400 to 589.425 or the Sex Offender Registration and
22 Notification Act, Title I of the Adam Walsh Child Protection and Safety
23 Act of 2006, P.L. 109-248;

24 (7) "Sex offense", any offense which is listed under section
25 589.414 or comparable to those listed under section 589.414 or
26 otherwise comparable to offenses covered under the Sex Offender
27 Registration and Notification Act, Title I of the Adam Walsh Child
28 Protection and Safety Act of 2006, P.L. 109-248;

29 (8) "Sexual act", any type or degree of genital, oral, or anal
30 penetration;

31 (9) "Sexual contact", any sexual touching of or contact with a
32 person's body, either directly or through the clothing;

33 (10) "Sexual element", used for the purposes of distinguishing if
34 sexual contact or a sexual act was committed. Authorities shall refer
35 to information filed by the prosecutor, amended information filed by
36 the prosecutor, indictment information filed by the prosecutor, or
37 amended indictment information filed by the prosecutor, the plea
38 agreement, or court documentation to determine if a sexual element
39 exists;

40 (11) "Signature", the name of the offender signed in writing or
41 electronic form approved by the Missouri state highway patrol;

42 (12) "Student", an individual who enrolls in or attends the
43 physical location of an educational institution, including a public or
44 private secondary school, trade or professional school, or an institution
45 of higher education;

46 (13) "Vehicle", any land vehicle, watercraft, or aircraft.

589.405. 1. Any person [to whom subsection 1 of section 589.400 applies]
2 who is required to register under sections 589.400 to 589.425 and who is
3 released on probation, discharged upon payment of a fine, or released after
4 confinement in a county jail shall, prior to such release or discharge and at the

5 **time of adjudication**, be informed of the possible duty to register pursuant to
6 sections 589.400 to 589.425 by the court having jurisdiction over the case. If such
7 person is required to register pursuant to sections 589.400 to 589.425 **and is**
8 **placed on probation**, the court shall [obtain the address where the person
9 expects to reside upon discharge, parole or release and shall] **make it a**
10 **condition of probation that the offender** report[,] within three business
11 days[, such address] to the chief law enforcement official of the county of
12 **adjudication** or city not within a county [where the person expects to reside,
13 upon discharge, parole or release] **of adjudication to complete initial**
14 **registration. If such offender is not placed on probation, the court**
15 **shall:**

16 (1) If the offender resides in Missouri, complete the initial
17 notification of duty to register form approved by the state judicial
18 records committee and the Missouri state highway patrol and forward
19 the form within three business days to the Missouri state highway
20 patrol and the chief law enforcement official in the county or city not
21 within a county in which the offender resides; or

22 (2) If the offender does not reside in Missouri:

23 (a) Order the offender to report directly to the chief law
24 enforcement official in the county or city not within a county where the
25 adjudication was heard to register as provided in sections 589.400 to
26 589.425; and

27 (b) Complete the initial notification of duty to register form
28 approved by the state judicial records committee and the Missouri state
29 highway patrol and forward the form within three business days to the
30 Missouri state highway patrol and the chief law enforcement official in
31 the county or city not within a county where the offender was
32 adjudicated.

33 2. If the offender resides in Missouri and refuses to complete and
34 sign the registration information as provided in subdivision (1) of
35 subsection 1 of this section, or if the offender resides outside of
36 Missouri and refuses to directly report to the chief law enforcement
37 official as provided in subdivision (2) of subsection 1 of this section, the
38 offender commits the offense of failure to register under section
39 589.425.

589.407. 1. Any registration pursuant to sections 589.400 to 589.425 shall
2 consist of completion of an offender registration form developed by the Missouri

3 state highway patrol **or other format approved by the Missouri state**
4 **highway patrol**. Such form shall **consist of a statement, including the**
5 **signature of the offender, and shall** include, but is not limited to, the
6 following:

7 (1) A statement in writing signed by the person, giving the name, address,
8 **date of birth**, Social Security number, and phone number of the person, the
9 license plate number and vehicle description, including the year, make, model,
10 and color of each vehicle owned or operated by the offender, any online
11 identifiers, as defined in section 43.651, used by the person, the place of
12 employment of such person, enrollment within any institutions of higher
13 education, the crime which requires registration, whether the person was
14 sentenced as a persistent or predatory offender pursuant to section 566.125, the
15 date, place, and a brief description of such crime, the date and place of the
16 conviction or plea regarding such crime, the age and gender of the victim at the
17 time of the offense and whether the person successfully completed the Missouri
18 sexual offender program pursuant to section 589.040, if applicable;

19 (2) The fingerprints[,] **and** palm prints[, and a photograph] of the person;
20 [and]

21 (3) **Unless the offender's appearance has not changed**
22 **significantly, a photograph of such offender as follows:**

23 (a) **Quarterly if a tier III sex offender under section**
24 **589.414. Such photograph shall be taken every ninety days beginning**
25 **in the month of the person's birth;**

26 (b) **Semiannually if a tier II sex offender. Such photograph shall**
27 **be taken in the month of the person's birth and six months thereafter;**
28 **and**

29 (c) **Yearly if a tier I sex offender. Such photograph shall be**
30 **taken in the month of the person's birth; and**

31 (4) A DNA sample **from the individual**, if a sample has not already
32 been obtained.

33 2. The offender shall provide positive identification and documentation to
34 substantiate the accuracy of the information completed on the offender
35 registration form, including but not limited to the following:

36 (1) A photocopy of a valid driver's license or nondriver's identification
37 card;

38 (2) A document verifying proof of the offender's residency; and

39 (3) A photocopy of the vehicle registration for each of the offender's
40 vehicles.

41 **3. The Missouri state highway patrol shall maintain all required**
42 **registration information in digitized form.**

43 **4. Upon receipt of any changes to an offender's registration**
44 **information contained in this section, the Missouri state highway patrol**
45 **shall immediately notify all other jurisdictions in which the offender**
46 **is either registered or required to register.**

47 **5. The offender shall be responsible for reviewing his or her**
48 **existing registration information for accuracy at every regular in-**
49 **person appearance and, if any inaccuracies are found, provide proof of**
50 **the information in question.**

51 **6. The signed offender registration form shall serve as proof that**
52 **the individual understands his or her duty to register as a sexual**
53 **offender under sections 589.400 to 589.425 and a statement to this effect**
54 **shall be included on the form that the individual is required to sign at**
55 **each registration.**

589.414. 1. Any person required by sections 589.400 to 589.425 to register
2 shall, [not later than] **within** three business days [after each change of name,
3 residence within the county or city not within a county at which the offender is
4 registered, employment, or student status], appear in person to the chief law
5 enforcement officer of the county or city not within a county [and inform such
6 officer of all changes in the information required by the offender. The chief law
7 enforcement officer shall immediately forward the registrant changes to the
8 Missouri state highway patrol within three business days] **if there is a change**
9 **to any of the following information:**

10 (1) **Name;**

11 (2) **Residence;**

12 (3) **Employment, including status as a volunteer or intern;**

13 (4) **Student status; or**

14 (5) **A termination to any of the items listed in this subsection.**

15 **2. Any person required to register under sections 589.400 to**
16 **589.425 shall, within three business days, notify the chief law**
17 **enforcement official of the county or city not within a county of any**
18 **changes to the following information:**

19 (1) **Vehicle information;**

20 (2) **Temporary lodging information;**

21 **(3) Temporary residence information;**

22 **(4) Email addresses, instant messaging addresses, and any other**
23 **designations used in internet communications, postings, or telephone**
24 **communications; or**

25 **(5) Telephone or other cellular number, including any new forms**
26 **of electronic communication.**

27 **3. The chief law enforcement official in the county or city not**
28 **within a county shall immediately forward the registration changes**
29 **described under subsections 1 and 2 of this section to the Missouri state**
30 **highway patrol within three business days.**

31 [2.] **4. If any person required by sections 589.400 to 589.425 to register**
32 **changes such person's residence or address to a different county or city not within**
33 **a county, the person shall appear in person and shall inform both the chief law**
34 **enforcement official with whom the person last registered and the chief law**
35 **enforcement official of the county or city not within a county having jurisdiction**
36 **over the new residence or address in writing within three business days of such**
37 **new address and phone number, if the phone number is also changed. If any**
38 **person required by sections 589.400 to 589.425 to register changes [their state]**
39 **his or her state, territory, the District of Columbia, or foreign country,**
40 **or federal, tribal, or military jurisdiction of residence, the person shall**
41 **appear in person and shall inform both the chief law enforcement official with**
42 **whom the person was last registered and the chief law enforcement official of the**
43 **area in the new state, territory, the District of Columbia, or foreign**
44 **country, or federal, tribal, or military jurisdiction having jurisdiction over**
45 **the new residence or address within three business days of such new**
46 **address. Whenever a registrant changes residence, the chief law enforcement**
47 **official of the county or city not within a county where the person was previously**
48 **registered shall inform the Missouri state highway patrol of the change within**
49 **three business days. When the registrant is changing the residence to a new**
50 **state, territory, the District of Columbia, or foreign country, or federal,**
51 **tribal, or military jurisdiction, the Missouri state highway patrol shall inform**
52 **the responsible official in the new state, territory, the District of Columbia,**
53 **or foreign country, or federal, tribal, or military jurisdiction of residence**
54 **within three business days.**

55 **[3.] 5. Tier I sexual offenders, in addition to the requirements of**
56 **subsections 1 [and 2] to 4 of this section, [the following offenders] shall report**

57 in person to the chief law enforcement [agency every ninety days] **official**
58 **annually in the month of their birth** to verify the information contained in
59 their statement made pursuant to section 589.407. **Tier I sexual offenders**
60 **include:**

61 (1) Any offender [registered as a predatory or persistent sexual offender
62 under the definitions found in section 566.125] **who has been adjudicated for**
63 **the offense of:**

64 (a) **Sexual abuse in the first degree under section 566.100 if the**
65 **victim is eighteen years of age or older;**

66 (b) **Sexual misconduct involving a child under section 566.083 if**
67 **it is a first offense and the punishment is less than one year;**

68 (c) **Sexual abuse in the second degree under section 566.101 if**
69 **the punishment is less than a year;**

70 (d) **Kidnapping in the second degree under section 565.120 with**
71 **sexual motivation;**

72 (e) **Kidnapping in the third degree under section 565.130;**

73 (f) **Sexual conduct with a nursing facility resident or vulnerable**
74 **person in the first degree under section 566.115 if the punishment is**
75 **less than one year;**

76 (g) **Sexual conduct under section 566.116 with a nursing facility**
77 **resident or vulnerable person;**

78 (h) **Sexual contact with a prisoner or offender under section**
79 **566.145 if the victim is eighteen years of age or older;**

80 (i) **Sex with an animal under section 566.111;**

81 (j) **Trafficking for the purpose of sexual exploitation under**
82 **section 566.209 if the victim is eighteen years of age or older;**

83 (k) **Possession of child pornography under section 573.037;**

84 (l) **Sexual misconduct in the first degree under section 566.093;**

85 (m) **Sexual misconduct in the second degree under section**
86 **566.095;**

87 (n) **Child molestation in the second degree under section 566.068**
88 **as it existed prior to January 1, 2017, if the punishment is less than one**
89 **year; or**

90 (o) **Invasion of privacy under section 565.252 if the victim is less**
91 **than eighteen years of age;**

92 (2) [Any offender who is registered for a crime where the victim was less
93 than eighteen years of age at the time of the offense; and

94 (3) Any offender who has pled guilty or been found guilty pursuant to
95 section 589.425 of failing to register or submitting false information when
96 registering.

97 4.] Any offender who is or has been adjudicated in any other
98 state, territory, the District of Columbia, or foreign country, or under
99 federal, tribal, or military jurisdiction of an offense of a sexual nature
100 or with a sexual element that is comparable to the tier I sexual offenses
101 listed in this subsection or, if not comparable to those in this
102 subsection, comparable to those described as tier I offenses under the
103 Sex Offender Registration and Notification Act, Title I of the Adam
104 Walsh Child Protection and Safety Act of 2006, Pub. L. 109-248.

105 6. Tier II sexual offenders, in addition to the requirements of
106 subsections 1 [and 2] to 4 of this section, [all registrants] shall report
107 semiannually in person in the month of their birth and six months thereafter to
108 the chief law enforcement [agency] official to verify the information contained
109 in their statement made pursuant to section 589.407. [All registrants shall allow
110 the chief law enforcement officer to take a current photograph of the offender in
111 the month of his or her birth to the chief law enforcement agency.] Tier II
112 sexual offenders include:

113 (1) Any offender who has been adjudicated for the offense of:

114 (a) Statutory sodomy in the second degree under section 566.064
115 if the victim is sixteen to seventeen years of age;

116 (b) Child molestation in the third degree under section 566.069
117 if the victim is between thirteen and fourteen years of age;

118 (c) Sexual contact with a student under section 566.086 if the
119 victim is thirteen to seventeen years of age;

120 (d) Enticement of a child under section 566.151;

121 (e) Abuse of a child under section 568.060 if the offense is of a
122 sexual nature and the victim is thirteen to seventeen years of age;

123 (f) Sexual exploitation of a minor under section 573.023;

124 (g) Promoting child pornography in the first degree under
125 section 573.025;

126 (h) Promoting child pornography in the second degree under
127 section 573.035;

128 (i) Patronizing prostitution under section 567.030;

129 (j) Sexual contact with a prisoner or offender under section
130 566.145 if the victim is thirteen to seventeen years of age;

131 **(k) Child molestation in the fourth degree under section 566.071**
132 **if the victim is thirteen to seventeen years of age;**

133 **(l) Sexual misconduct involving a child under section 566.083 if**
134 **it is a first offense and the penalty is a term of imprisonment of more**
135 **than a year; or**

136 **(m) Age misrepresentation with intent to solicit a minor under**
137 **section 566.153;**

138 **(2) Any person who is adjudicated of an offense comparable to**
139 **a tier I offense listed in this section or failure to register offense under**
140 **section 589.425 or comparable out-of-state failure to register offense**
141 **and who is already required to register as a tier I offender due to**
142 **having been adjudicated of a tier I offense on a previous occasion; or**

143 **(3) Any person who is or has been adjudicated in any other state,**
144 **territory, the District of Columbia, or foreign country, or under federal,**
145 **tribal, or military jurisdiction for an offense of a sexual nature or with**
146 **a sexual element that is comparable to the tier II sexual offenses listed**
147 **in this subsection or, if not comparable to those in this subsection,**
148 **comparable to those described as tier II offenses under the Sex**
149 **Offender Registration and Notification Act, Title I of the Adam Walsh**
150 **Child Protection and Safety Act of 2006, Pub. L. 109-248.**

151 **7. Tier III sexual offenders, in addition to the requirements of**
152 **subsections 1 to 4 of this section, shall report in person to the chief law**
153 **enforcement official every ninety days to verify the information**
154 **contained in their statement made under section 589.407. Tier III**
155 **sexual offenders include:**

156 **(1) Any offender registered as a predatory sexual offender as**
157 **defined in section 566.123 or a persistent sexual offender as defined in**
158 **section 566.124;**

159 **(2) Any offender who has been adjudicated for the crime of:**

160 **(a) Rape in the first degree under section 566.030;**

161 **(b) Statutory rape in the first degree under section 566.032;**

162 **(c) Rape in the second degree under section 566.031;**

163 **(d) Endangering the welfare of a child in the first degree under**
164 **section 568.045 if the offense is sexual in nature;**

165 **(e) Sodomy in the first degree under section 566.060;**

166 **(f) Statutory sodomy under section 566.062;**

167 **(g) Statutory sodomy under section 566.064 if the victim is under**

- 168 sixteen years of age;
- 169 (h) Sodomy in the second degree under section 566.061;
- 170 (i) Sexual misconduct involving a child under section 566.083 if
171 the offense is a second or subsequent offense;
- 172 (j) Sexual abuse in the first degree under section 566.100 if the
173 victim is under thirteen years of age;
- 174 (k) Kidnapping in the first degree under section 565.110 if the
175 victim is under eighteen years of age, excluding kidnapping by a parent
176 or guardian;
- 177 (l) Child kidnapping under section 565.115;
- 178 (m) Sexual conduct with a nursing facility resident or vulnerable
179 person in the first degree under section 566.115 if the punishment is
180 greater than a year;
- 181 (n) Incest under section 568.020;
- 182 (o) Endangering the welfare of a child in the first degree under
183 section 568.045 with sexual intercourse or deviate sexual intercourse
184 with a victim under eighteen years of age;
- 185 (p) Child molestation in the first degree under section 566.067;
- 186 (q) Child molestation in the second degree under section 566.068;
- 187 (r) Child molestation in the third degree under section 566.069
188 if the victim is under thirteen years of age;
- 189 (s) Promoting prostitution in the first degree under section
190 567.050 if the victim is under eighteen years of age;
- 191 (t) Promoting prostitution in the second degree under section
192 567.060 if the victim is under eighteen years of age;
- 193 (u) Promoting prostitution in the third degree under section
194 567.070 if the victim is under eighteen years of age;
- 195 (v) Promoting travel for prostitution under section 567.085 if the
196 victim is under eighteen years of age;
- 197 (w) Trafficking for the purpose of sexual exploitation under
198 section 566.209 if the victim is under eighteen years of age;
- 199 (x) Sexual trafficking of a child in the first degree under section
200 566.210;
- 201 (y) Sexual trafficking of a child in the second degree under
202 section 566.211;
- 203 (z) Genital mutilation of a female child under section 568.065;
- 204 (aa) Statutory rape in the second degree under section 566.034;

205 **(bb) Child molestation in the fourth degree under section 566.071**
206 **if the victim is under thirteen years of age;**

207 **(cc) Sexual abuse in the second degree under section 566.101 if**
208 **the penalty is a term of imprisonment of more than a year;**

209 **(dd) Patronizing prostitution under section 567.030 if the**
210 **offender is a persistent offender;**

211 **(ee) Abuse of a child under section 568.060 if the offense is of a**
212 **sexual nature and the victim is under thirteen years of age;**

213 **(ff) Sexual contact with a prisoner or offender under section**
214 **566.145 if the victim is under thirteen years of age;**

215 **(gg) Sexual intercourse with a prisoner or offender under section**
216 **566.145;**

217 **(hh) Sexual contact with a student under section 566.086 if the**
218 **victim is under thirteen years of age;**

219 **(ii) Use of a child in a sexual performance under section 573.200;**
220 **or**

221 **(jj) Promoting a sexual performance by a child under section**
222 **573.205;**

223 **(3) Any offender who is adjudicated for a crime comparable to a**
224 **tier I or tier II offense listed in this section or failure to register**
225 **offense under section 589.425, or other comparable out-of-state failure**
226 **to register offense, who has been or is already required to register as**
227 **a tier II offender because of having been adjudicated for a tier II**
228 **offense, two tier I offenses, or combination of a tier I offense and**
229 **failure to register offense, on a previous occasion;**

230 **(4) Any offender who is adjudicated in any other state, territory,**
231 **the District of Columbia, or foreign country, or under federal, tribal, or**
232 **military jurisdiction for an offense of a sexual nature or with a sexual**
233 **element that is comparable to a tier III offense listed in this section or**
234 **a tier III offense under the Sex Offender Registration and Notification**
235 **Act, Title I of the Adam Walsh Child Protection and Safety Act of 2006,**
236 **Pub. L. 109-248; or**

237 **(5) Any offender who is adjudicated in Missouri for any offense**
238 **of a sexual nature requiring registration under sections 589.400 to**
239 **589.425 that is not classified as a tier I or tier II offense in this section.**

240 **[5.] 8. In addition to the requirements of subsections 1 [and 2] to 7 of**
241 **this section, all Missouri registrants who work, including as a volunteer or**

242 **unpaid intern**, or attend **any** school [or training] **whether public or private**,
243 **including any secondary school, trade school, professional school, or**
244 **institution of higher education**, on a full-time or part-time basis [in any other
245 state] **or have a temporary residence in this state** shall be required to
246 report in person to the chief law enforcement officer in the area of the state where
247 they work, **including as a volunteer or unpaid intern**, or attend **any** school
248 or training and register in that state. "Part-time" in this subsection means for
249 more than seven days in any twelve-month period.

250 [6.] 9. If a person[,] who is required to register as a sexual offender
251 under sections 589.400 to 589.425[,] changes or obtains a new online identifier
252 as defined in section 43.651, the person shall report such information in the same
253 manner as a change of residence before using such online identifier.

✓

Bill

Copy